

1 **THE HONORABLE JOHN C. COUGHENOUR**

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8 **UNITED STATES DISTRICT COURT**  
9 **WESTERN DISTRICT OF WASHINGTON**  
10 **AT SEATTLE**

11 JAMES S. GORDON, Jr., a married  
12 individual, d/b/a  
13 'GORDONWORKS.COM'; OMNI  
14 INNOVATIONS, LLC., a Washington  
15 limited liability company;

16 Plaintiffs,

17 v.

18 VIRTUMUNDO, INC, a Delaware  
19 corporation d/b/a  
20 ADKNOWLEDGEMAIL.COM;  
21 ADKNOWLEDGE, INC., a Delaware  
22 corporation, d/b/a  
23 ADKNOWLEDGEMAIL.COM;  
24 SCOTT LYNN, an individual; and  
25 JOHN DOES, 1-X,  
26

Defendants.

No. CV06-0204JCC

STIPULATION AND [PROPOSED] ORDER  
MODIFYING DISCOVERY CUTOFF AND  
OTHER DATES

22 **STIPULATION**

23 WHEREAS, pursuant to Fed. R. Civ. P. 16(f), the last court day to complete discovery  
24 and file and serve motions to compel discovery is December 15, 2006.  
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1 WHEREAS, pursuant to the Court's June 13, 2006 order (Dkt. #27), the dispositive  
2 motions filing deadline is December 22, 2006.

3 WHEREAS, the parties have met and conferred in good faith regarding scheduling  
4 depositions in this case. As a result of the holiday season and the diverse locations of the  
5 deponents, the parties have been unable to find mutually convenient dates to conduct  
6 depositions of fact witnesses in this case on or prior to December 15, 2006.


7 WHEREAS, the parties respectfully request that the Court modify the June 13, 2006  
8 scheduling order (Dkt. #27) to extend certain dates as follows:

- 10 • Extend the deadline for the parties to depose fact witnesses thirty (30) days to  
11 January 15, 2006; and
- 12 • Extend the general dispositive motions filing deadline provided in Dkt. #27  
13 thirty (30) days to January 22, 2006.

14 WHEREAS, the parties agree that all other dates, including the court-ordered deadline  
15 for Plaintiffs' motion for summary judgment (*see* Dkt. #46), shall remain unmodified.

16 DATED this \_\_\_\_ day of November, 2006.

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NEWMAN & NEWMAN, LLP  
Attorneys for Defendants

By   
Derek A. Newman, WSBA # 26967  
Roger M. Townsend, WSBA # 25525

MERKLE SIEGEL & FRIEDRICHSEN, P.C.  
Attorneys for Plaintiffs

/s/ Robert Siegel with authorization  
By \_\_\_\_\_  
Robert J. Siegel WSBA# 17312

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**ORDER**

Pursuant to stipulation of counsel, it is hereby ORDERED, as follows:

1. The deadline for the parties to depose fact witnesses is extended thirty (30) days to January 15, 2006;

2. The general motions filing deadline provided in Dkt. #27 is extended thirty (30) days to January 22, 2006.

All other dates and schedules, including but not limited to those set forth in the Court's Minute Order (Dkt. #46), shall remain unmodified.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2006.

\_\_\_\_\_  
THE HONORABLE JOHN C. COUGHENOUR  
UNITED STATES DISTRICT JUDGE